

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : Continuation of 09/765,614  
Applicant : Klaveness et al.  
Filed : Concurrently Herewith  
  
TC/A.U. : Unassigned  
Examiner : Unassigned  
  
Docket No. : KLAV3013CREF  
Customer No. : 23364

**NOTICE UNDER 37 C.F.R. § 1.821**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22202-3514

Sir:

Applicants submit herewith a continuation application based on parent application 09/765,614 which contained a sequence listing. Applicants are relying on the computer disk filed in the parent application to comply with the sequence listing requirements..

In accordance with MPEP § 2422.05, the paper copy of the Sequence Listing in parent application number 09/765,614 is identical to the computer readable copy of the Sequence Listing filed in grandparent application 08/960,054 filed October 29, 1997. In accordance with a telephone conversation with Mr. Mark Spencer and 37 CFR 1.821(e), please use the last filed (filed July 10, 2000) computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application. A paper copy of the Sequence Listing has been filed in the specification of the present application.

Accordingly, it is submitted that the present application meets all requirement for the sequence listing in the present application.

Respectfully submitted,  
BACON & THOMAS, PLLC

Date: November 26, 2003

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